



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL AGENDA WORK SESSION

Steve Tumlin, Mayor
Stuart Fleming, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Rev. Anthony Coleman, Ward 5
Michelle Cooper Kelly, Ward 6
Philip M. Goldstein, Ward 7

Monday, April 11, 2016

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Stuart Fleming, Grif Chalfant, Johnny Walker, G. A. (Andy) Morris, Anthony Coleman, Michelle Cooper Kelly and Philip M. Goldstein

Also Present:

William F. Bruton, Jr. City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor R. Steve Tumlin called the meeting to order at 5:19 p.m.

MINUTES:

20160288

Agenda Work Session - March 7, 2016

Review and approval of the March 7, 2016 Agenda Work Session meeting minutes.

A motion was made by Council member Morris, seconded by Council member Kelly, that this matter be Approved. The motion carried by the following vote:

Vote: 7 – 0 – 0

Approved

BUSINESS:

20160334

BLW Report

Council Member G.A. (Andy) Morris gives the Board of Lights and Water (BLW) report for the meeting held on Monday, April 11, 2016.

Council member Morris reported on the actions of the Board of Lights and Water at their April 11, 2016 regular meeting. Finance Director Sam Lady reported on the BLW finance statements. (See the April 11, 2016 regular Board of Lights and Water meeting minutes for details.)

Reported

20160340 Construction Agreement between Department of Transportation State of Georgia and City of Marietta for the Franklin Road Improvements Project from Twin Brooks Drive to Las Colinas Apartments Project, PI No 0010325

Request for approval of an IGA with GDOT for the Franklin Road LCI Project

A motion was made by Council member Morris, seconded by Council member Goldstein, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval – Consent Agenda

20160262 Tourism Grant, Symphony on the Square

Presentation and request from Ron Carter, Chair Symphony on the Square Board for a supplemental tourism grant for the amount of \$5,000.

Removed

20160259 Maximum Housing Occupancy

Request by Councilman Chalfant to change the number of unrelated people that can live in a house, to match Cobb County which is 2 unrelated in a single family residence.

Discussion was held regarding the proposed change to related to the number of unrelated people that can live in a house, to match Cobb County, which is 2 unrelated in a single family residence.

A motion was made by Council member Morris, seconded by Council member Chalfant. The motion failed by the following vote:

Vote: 4 – 3 – 0

Failed

20160341 City of Marietta Consolidated Retirement Plan

Motion to consider an amendment to the City of Marietta Consolidated Retirement Plan and related ordinances to include, but not limited to, the following:

1. To provide for in the case of a vested participant who dies before the annuity starting date and who has a surviving spouse and no designation of retirement benefits on record, a qualified preretirement survivor annuity for the surviving spouse of such participant shall be provided.
 - a. If deceased participant has obtained Normal Retirement benefit of age and service, then spousal survivor annuity shall be seventy-five per cent (75%) of the retirement benefit of the participant.
 - b. If deceased participant had not obtained Normal Retirement age/service status and eligible for Early retirement benefits, then spousal survivor annuity shall be fifty per-cent of the retirement benefit of the participant then eligible provided for as an early retirement.
2. For elected officials who are vested participants of said City of Marietta Retirement Plan, the maximum benefit shall not exceed seventy-three and a half per cent (73.5%), notwithstanding the calculated 2.1 per year multiplier of the average City of Marietta employee salary, of the annual compensation of the Mayor's including BLW compensation as the benchmark during his/her most recent term of service.
3. The City Council shall have two City Council members on the Pension Board who shall be voting, ex officio Board Members by virtue of their being the 1.) Chairman of the City Council Personnel Committee and 2.) Chairman of the City Council Finance Committee. If either or both of the two ex officio council members are unable to commit to attending eighty per cent (80%) of the Pension Board meetings and are thusly unable to serve, then the Mayor shall appoint with the City Council approval an alternative Councilman or Mayor to so serve through the term of council for the stead of such declining ex officio councilman.
4. Examination of more and earlier opportunities for employees to elect retirement benefits with the right to amend.
5. Effective date for employee related amendments, upon passing of applicable Ordinance and for elected officials for those new councilmen for the term of council commencing January, 2018. For the maximum retirement benefit for elected officials now serving, the effective date shall be immediate for those who have yet to surpass such maximum benefit.

Respectfully requested to be added for Monday's Council meeting by Steve Tumlin, Mayor and Councilman Walker, Personnel Committee Chairman.

In depth discussion was held regarding City of Marietta/BLW Pension Plan and other City Retirement and death benefits including spousal considerations and other related matters.

City Manager Bill Bruton mentioned that this matter was being evaluated by the Pension Board and a recommendation would be brought back to Council for consideration.

Discussed

A motion was made by Council member Chalfant, seconded by Council member Walker, to add an item to the Agenda Work Session regarding the installation of a 4-way stop and crosswalks in the Lee's Crossing Subdivision. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Chalfant, seconded by Council member Fleming, authorize the installation of a 4-way stop and crosswalks in the Lee's Crossing Subdivision. The motion carried by the following vote:

*Vote: 6 – 1 – 0 Recommended for Approval – Consent Agenda
Voting Against: Philip M. Goldstein
(See agenda item 20160344)*

A motion was made by Council member Goldstein, seconded by Council member Kelly, to add an item to the Agenda Work Session related to a donation of property related to the Sessions Street Townhomes. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Goldstein, seconded by Council member Morris, to add an item to the agenda to accept a donation of property related to the Sessions Street Townhomes. The motion carried by the following vote:

*Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda
(See agenda item 20160345)*

20160335 Draft City Council Agenda

Review and approval of the April 13, 2016 DRAFT City Council Agenda.

-under Minutes: Agenda items 20160290, 20160291 and 20160078 were added to the consent agenda.

-under Ordinances: Agenda item 20160196 was added to the consent agenda, as amended.

-under Ordinances: Agenda item 20160197 was removed from the agenda.

-under Economic Development: Agenda items 20160224 and 20160234 were removed from the consent agenda.

-under Judicial/Legislative: Agenda item 20160309 was added to the consent agenda.

-under Judicial/Legislative: Agenda item 20160278 was added to the consent agenda, as amended with stipulations.

-under Judicial/Legislative: Agenda item 20160279 was added to the consent agenda.

-under Public Works: Agenda item 20160258 was removed from the agenda since the new motion was added by Council member Chalfant during the Agenda Work Session.

-under Other Business: Agenda item 20160307 was added to the consent agenda.

Discussed

20160336 Executive Session

Executive Session to discuss legal, personnel, and/or real estate matters.

A motion was made in open session by Council member Fleming, seconded by Council member Kelly, to enter an Executive Session to discuss pending litigation and personnel matters. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

The Executive Session was held.

A motion was made in open session by Council member Walker, seconded by Council member Fleming, to exit the Executive Session. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

ADJOURNMENT:

The meeting was adjourned at 7:55 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____